

KEVIN G. HORBATIUK (KGH-4977)  
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Attorneys for Defendant  
**CUNNINGHAM DUCT WORK s/h/i/a**  
**CUNNINGHAM DUCT CLEANING CO., INC.**  
26 Broadway - 28th Floor  
New York, New York 10004  
(212) 482-0001

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
**IN RE COMBINED WORLD TRADE CENTER  
AND LOWER MANHATTAN DISASTER SITE  
LITIGATION,**

**21 MC 102 (AKH)**

-----X  
**KRYSZTOF SZCZEPANSKI and ANNA SZCZEPANSKI,**

**DOCKET NO.:  
06 CV 15084**

**Plaintiffs,**

**-against-**

**100 CHURCH, LLC, 90 CHURCH STREET LIMITED  
ALAN KASMAN DBA KASCO, AMBIENT GROUP,  
INC., ANN TAYLOR STORES CORPORATION,  
BATTERY PARK CITY AUTHORITY, BELFOR USA  
GROUP, INC., BFP ONE LIBERTY PLAZA CO., LLC.,  
BLACKMON-MOORING STEAMATIC CATASTOPHE, INC.,  
d/b/a BMS CAT, BOSTON PROPERTIES, INC.,  
BROOKFIELD FINANCIAL PROPERTIES, INC.,  
BROOKFIELD FINANCIAL PROPERTIES, L.C.,  
BROOKFIELD PARTNERS, L.P., BROOKFIELD  
PROPERTIES CORPORATION, BROOKFIELD  
PROPERTIES HOLDINGS, INC., CUNNINGHAM  
DUCT CLEANING CO., INC., ENVIROTECH CLEAN  
AIR, INC., GPS ENVIRONMENTAL CONSULTANTS,  
INC., HILLMAN ENVIRONMENTAL GROUP, LLC  
INDOOR AIR PROFESSIONALS, INC.,  
INDOOR ENVIRONMENTAL TECHNOLOGY, INC.,  
KASKO RESTORATION SERVICES CO., LAW  
ENGINEERING, P.C., MERILL LYNCH & CO.,  
INC., NOMURA HOLDING AMERICA, INC.,  
ONE WALL STREET HOLDINGS, LLC, ROYAL AND  
SUNALLIANCE INSURANCE GROUP, PLC., STRUCTURE  
TONE GLOBAL SERVICES, INC., STRUCTURE TONE**

**NOTICE OF  
ADOPTION OF  
ANSWER TO  
MASTER COMPLAINT**

(UK), INC., THE BANK OF NEW YORK COMPANY, INC.,  
TOSCORP., INC., TRC ENGINEERS, INC., WESTON  
SOLUTIONS, INC., WFP TOWER B CO., G.P.,  
CORP., WFP TOWER B HOLDING CO. L.P.,  
WFP ONE LIBERTY PLAZA, CO., LP., WFP ONE  
LIBERTY PLAZA CO., GP., CORP., WFP TOWER A CO., L.P.,  
WFP TOWER A CO., WFP TOWER A CO., GP. CORP.,  
WORLD FINANCIAL PROPERTIES, LP.C., and  
ZAR REALTY MANAGEMENT CORP.,

**Defendants.**

.....X

**PLEASE TAKE NOTICE**, that defendant CUNNINGHAM DUCT WORK s/h/i/a CUNNINGHAM DUCT CLEANING CO., INC. ("CUNNINGHAM"), by its attorneys, RUSSO, KEANE & TONER, LLP, as and for its Response to the allegations set forth in the Complaint by Adoption (Check-Off-Complaint) Related to the Master Complaint filed in the above referenced action, hereby adopt their Answer to Master Complaint dated, August 1, 2007, which was filed in the matter of *In Re World Trade Center Lower Manhattan Disaster Site Litigation*, 21 MC 102(AKH).

**WHEREFORE**, the defendant, CUNNINGHAM demands judgment dismissing the above captioned caption action as against it, together with its costs and disbursements and for such other and further relief as this Court deems just and proper.

Dated: New York, New York  
January 10, 2008

Kevin G. Horbatiuk  
Kevin G. Horbatiuk (KGH4977)  
Attorneys for Defendant  
**CUNNINGHAM DUCT WORK s/h/i/a**  
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**CO., INC.**  
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RKT File No. 824.078

TO: CHRISTOPHER R. LaPOLA, ESQ.,  
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**KRYSZTOF SZCZEPANSKI and ANNA SZCZEPANSKI**  
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**CERTIFICATION OF SERVICE**

I hereby certify that a copy of the above and foregoing has been served upon the following listed person by placing a copy of the same in the United States mail, postage prepared and properly addressed, this the 10th day of January, 2008.

CHRISTOPHER R. LaPOLA, ESQ.,  
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KEVIN G. HORBATIUK